



POST BOARD ACTION AGENDA

**Special Meeting of the
Cook County Board of Commissioners**

County Board Room, County Building

Wednesday, March 13, 2008, 11:00 A.M.

ATTENDANCE

Present: President Stroger and Commissioners Butler, Claypool, Collins, Daley, Goslin, Gorman, Peraica, Quigley, Schneider, Silvestri, Sims, Steele and Suffredin (13)

Absent: Commissioners Beavers, Maldonado, Moreno and Murphy (4)

(Matters referred to Committee are available from the Secretary to the Board of Commissioners)

SPECIAL POST BOARD ACTION AGENDA

Special Meeting of the Cook County Board of Commissioners
County Board Room, County Building
Thursday, March 13, 2008, 11:00 A.M.

CALL OF THE MEETING

ITEM #1

ROLL CALL

Present: President Stroger and Commissioners Butler, Collins, Claypool, Daley, Gorman, Goslin, Peraica, Quigley, Schneider, Silvestri, Sims, Steele, Suffredin - 13.

Absent: Commissioners Beavers, Maldonado, Moreno, Murphy - 4.

Roll Call.

PRESIDENT'S APPOINTMENT

ITEM #2

APPROVED AS AMENDED

Transmitting a Communication from

TODD H. STROGER, President, Cook County Board of Commissioners

I hereby appoint Elonzo W. Hill to the Metra Board of Directors, for a term to begin April 1, 2008 and expire on March 31, ~~2013~~ 2012.

I submit this communication for your approval.

RESOLUTIONS

ITEM #3

APPROVED

Commissioner Daley, seconded by Commissioner Sims, moved that the Resolution for the Levy of Taxes for the Fiscal Year 2008 be approved and adopted. Commissioner Daley called for a Roll Call, the vote of yeas and nays being as follows:

ROLL CALL ON THE MOTION TO APPROVE

Yeas: Butler, Claypool, Collins, Daley, Gorman, Goslin, Quigley, Schneider, Silvestri, Sims, Steele, Suffredin - 12.

Nays: None.

Present: None.

Absent: Beavers, Maldonado, Moreno, Murphy, Peraica - 5.

The motion to approve CARRIED and the Resolution was APPROVED AND ADOPTED.

Transmitting a Communication from

JOHN P. DALEY, County Commissioner

Your Committee on Finance has considered and reviewed the subject of the Annual Levy of Taxes for the Fiscal Year A.D., 2008, together with the several sums necessary to be levied to meet the needs and requirements of the County of Cook for that period.

The Committee, therefore, requests your careful consideration and examination of the "Resolution for the Levy of Taxes for the Fiscal Year A.D., 2008," submitted herewith, and further recommends its adoption and passage by the Board of Commissioners.

RESOLUTIONS continued

ITEM #3 cont'd

Submitting a Proposed Resolution sponsored by

TODD H. STROGER, President, Cook County Board of Commissioners

RESOLUTION

FOR THE LEVY OF TAXES FOR THE FISCAL YEAR 2008

WHEREAS, the Committee on Finance of the Board of Commissioners of Cook County, Illinois, has considered the subject of the Annual Tax Levy for the Fiscal Year A.D., 2008, and the several sums necessary to be levied to meet the needs and requirements of the County of Cook for said fiscal year, and has recommended that this Resolution for the Levy of Taxes be adopted, and

WHEREAS, the Board of Commissioners of Cook County, Illinois, approved, passed, and adopted the Annual Appropriation Bill of the County of Cook, for its Fiscal Year 2008, and which said Appropriation Bill is hereinafter set forth, together with an additional marginal column therein captioned: "**AMOUNTS OF APPROPRIATIONS PAYABLE FROM THE TAX LEVY**".

THEREFORE, BE IT RESOLVED AND ORDERED BY THE BOARD OF COMMISSIONERS OF COOK COUNTY, ILLINOIS, that the sum of \$720,483,542 which is to be collected from the Annual Tax Levy for the Fiscal Year A.D. 2008 of the County of Cook for the Corporate Fund purposes of said County, and for the Public Safety Fund purposes of said County, and for the Health Program Fund purposes of said County, and for the payment of principal and interest on general obligation bonds of said County, and for Cook County Employees Annuity and Benefit Fund, and for the Election Fund: said sum being the total amount of appropriations heretofore legally made and contained in the Annual Appropriation Bill (hereinafter set forth in the Resolution) for the Fiscal Year 2008 duly adopted by the Board of Commissioners of Cook County, on Friday, February 29, 2008, at a meeting convened on February 29, 2008 be and said sum of \$720,483,542 is hereby levied on and upon all taxable property in the said County of Cook for the current Fiscal Year 2008. The specific amounts herein levied for the various purposes heretofore named are stated in this Resolution, and Tax Levy, by being listed and itemized in the separate columns captioned: "**AMOUNTS OF APPROPRIATION PAYABLE FROM THE TAX LEVY.**" The tax hereby levied for said Fiscal Year 2008 for said appropriations, to be collected from this Levy, being the aforesaid total, consists of the following specific amount levied for the various purposes hereinafter set forth:

Corporate Purposes Fund		\$ 12,169,835
Allowance for Uncollected Taxes	376,387	
Total Corporate Purposes Fund		12,546,222
Public Safety Fund		176,763,502
Allowance for Uncollected Taxes	5,466,912	
Total Public Safety Fund		182,230,414
County Health Fund		144,388,125
Allowance for Uncollected Taxes	4,465,612	
Total County Health Fund		148,853,737
Bond and Interest Funds		212,729,169
County Employees Annuity & Benefit Fund		120,124,000
Election Fund		42,680,000
Allowance for Uncollected Taxes	1,320,000	
Total Election Fund		\$ 44,000,000
Total Tax Levy		<u>\$ 720,483,542</u>

Commissioner Daley requested that the following letter be made a part of the record.

LETTER

Transmitting a Communication, dated March 10, 2008 from

PATRICK T. DRISCOLL, JR., Deputy State's Attorney, Chief, Civil Actions Bureau

The County Board completed the appropriation phase of the 2008 Fiscal Year Budget, passing its Annual Appropriation Bill on February 29, 2008. The next statutory step in the annual budget process requires that the County Board determine the amount of property taxes to be levied for all purposes prior to the third Monday in March. 35 ILCS 200/18-10. To that end, the County Board has scheduled a meeting for the purpose of adopting its 2008 property tax levy on Thursday, March 13, 2008.

RESOLUTIONS continued

ITEM #3 cont'd

The property tax levy provides a substantial portion of the County's annual revenues. Failure to timely comply with the mandatory statutory timetable noted above, places the levy at legal risk and invites tax objections which threaten this vital source of government funding. For these reasons, we respectfully advise that the County Board proceed to adopt its 2008 property tax levy without delay.

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ITEM #4

APPROVED

Transmitting a Communication, dated March 4, 2008 from

JOSEPH M. FRATTO, County Comptroller

Transmitted herewith for your consideration is a Resolution providing for the transfer of working cash funds for the Fiscal Year 2008.

The Fiscal Year 2008 Budget Resolution along with this resolution will allow for the maintenance of an estimated \$233.7 million in the County's consolidated working cash fund and the ability to utilize working cash funds while awaiting distribution of the first and second installment of real estate tax collections. The working cash funds will be repaid through Fiscal Year 2008 in accordance with the past practices.

Your approval of this Resolution is recommended.

Submitting a Proposed Resolution sponsored by

TODD H. STROGER, President, Cook County Board of Commissioners

RESOLUTION

A RESOLUTION providing for a Working Cash Fund of the County of Cook and for transfers therefrom for the fiscal year 2008

PREAMBLES

WHEREAS, Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois provides that "a County which has a Chief Executive Officer elected by the electors of the County...(is) a Home Rule Unit" and The County of Cook, Illinois (the "**County**"), has a Chief Executive Officer elected by the electors of the County and is therefore a Home Rule Unit and may, under the powers granted by said Section 6(a) of Article VII of said Constitution of 1970, exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the County maintains the Corporate, Public Safety, Health Facilities and Election Funds as independent, self-balancing funds for accounting purposes; and

WHEREAS, the County has previously established separate Working Cash Funds for Corporate, Public Safety, Health Facilities and Election Fund purposes; and

WHEREAS, all taxes and other receipts in support of Corporate, Public Safety, Health Facilities and Election Fund purposes are paid into a single account, the County's "A" account; and

WHEREAS, the County has therefore determined that it is possible to consolidate its Working Cash Funds while maintaining the accounting integrity of the Corporate, Public Safety, Health Facilities and Election Funds; and

WHEREAS, the County has determined it to be more efficient and to require less borrowing to manage its cash on the basis of a consolidated Working Cash Fund; and

RESOLUTIONS continued

ITEM #4 cont'd

WHEREAS, it becomes necessary from time to time to borrow from a Working Cash Fund to meet ordinary and contingent expenses of the Corporate, Public Safety, Health Facilities and Election Funds of the County for cash flow needs in anticipation of settlement of various accounts receivable, including property taxes; and

WHEREAS, it shall be the policy of Cook County to repay all loans to the Corporate, Public Safety, Health Facilities and Election Funds from any Working Cash Fund from any and all available funds prior to the end of the fiscal year during which the loan or loans were made; and

WHEREAS, the Annual Appropriation Bill for Fiscal Year 2008 for Cook County, Section 18, establishes a limit of \$233.7 million for the Working Cash Funds.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Board of Commissioners of the County of Cook, Illinois, as follows:

Section 1. Incorporation of Preambles. The Board hereby finds that all of the recitals contained in the preambles to this Resolution are full, true, and correct and does hereby incorporate them into this Resolution by this reference.

Section 2. Authorization. There is hereby created a single, consolidated Working Cash Fund in the amount of \$233.7 million to be used for the purposes described above.

Section 3. Transfer of Funds by the Treasurer. The Treasurer of Cook County is hereby directed to consolidate all balances in the County's various Working Cash Funds, and to make available all remaining sums, not to exceed \$233.7 million, for 2008 cash flow borrowing needs to be transferred from time to time.

Section 4. Transfer of Funds by the Comptroller. The Comptroller is hereby directed to transfer to the Treasurer from any and all available funds, the full aggregate amount borrowed there from prior to November 30, 2008.

Section 5. Filing of the Resolution. The Board hereby directs the Clerk of the County to file a certified copy of this Resolution with the Treasurer of the County and the Treasurer is hereby directed to cause the transfer of moneys as provided by, and for the purpose set forth, in this Resolution.

Section 6. Severability. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 7. Repealer. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed.

Section 8. Constitutional Power of the County. This Resolution is adopted pursuant to the constitutional powers of the County as a home rule unit notwithstanding any provisions of the Illinois Revised Statutes to the contrary.

Section 9. Effective Date. The Board finds and determines that this resolution shall be in full force and effect for the fiscal year 2008, December 1, 2007 through November 30, 2008.

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ITEM #5

APPROVED

Transmitting a Communication, dated March 4, 2008 from
JOSEPH M. FRATTO, County Comptroller

Transmitted herewith for your consideration is a Resolution providing for the transfer of \$34,500,000.00 from the County's Motor Fuel Tax Fund to the County's Public Safety Fund for the Fiscal Year 2008.

Your approval of this Resolution is recommended.

RESOLUTIONS continued

ITEM #5 cont'd

Submitting a Proposed Resolution sponsored by

TODD H. STROGER, President, Cook County Board of Commissioners

PROPOSED RESOLUTION

A RESOLUTION providing for the transfer of funds from the Motor Fuel Tax Fund of The County of Cook, Illinois to the Public Safety Fund of The County of Cook, Illinois.

PREAMBLES

WHEREAS, Section 6(a) of Article VII of the 1970 Constitution of the State of Illinois provides that a "County which has a Chief Executive Officer elected by the electors of the County ... (is) a Home Rule Unit" and The County of Cook, Illinois (the "**County**") has a Chief Executive Officer elected by the electors of the County and is therefore a Home Rule Unit and may, under the powers granted by said Section 6(a) of Article VII of said Constitution of 1970, exercise any power and perform any function pertaining to its government and affairs; and

WHEREAS, the County has previously established a Motor Fuel Tax Fund of the County (the "**Motor Fuel Tax Fund**"); and

WHEREAS, Article 5, Division 7, Section 5-701.10 of the Illinois Highway Code, as amended (605 ILCS 5/5-701.10 (1993)), authorizes the County to use any motor fuel tax money allotted to the County for the purpose of paying any and all expenditures resulting from activities conducted by the circuit court located in the County and for the further purpose of paying any and all expenditures resulting from the activities of any County department which has a relation to highways located within the County; and

WHEREAS, moneys existing in the Motor Fuel Tax Fund may be used to pay any and all expenditures resulting from the activities conducted by the circuit court located in the County and for the further purpose of paying any and all expenditures resulting from the activities of any County department which has a relation to highways located within the County by transferring such moneys, in whole or in part, to the Public Safety Fund of the County (the "**Public Safety Fund**"); and

WHEREAS, moneys will be available in the Motor Fuel Tax Fund for transfer to the Public Safety Fund during the Fiscal Year 2008; and

WHEREAS, the County has determined it to be in its best interest to transfer \$34,500,000 from the Motor Fuel Tax Fund to the Public Safety Fund.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Board of Commissioners of The County of Cook, Illinois, as follows:

Section 1. Incorporation of Preambles. The Board hereby finds that all of the recitals contained in the preambles to this Resolution are full, true, and correct and does hereby incorporate them into this Resolution by this reference.

Section 2. Authorization. It is hereby found and determined that the Board has been authorized by law to transfer a sum of \$34,500,000 from the Motor Fuel Tax Fund to the Public Safety Fund.

Section 3. Transfer of Funds. The Treasurer of the County is hereby directed to transfer from the Motor Fuel Tax Fund a sum of \$34,500,000 which amount is to be placed to the credit of the Public Safety Fund for expenditures resulting from activities conducted by the circuit court of the County and for highway related County department expenditures for the Fiscal Year 2008.

Section 4. Filing of the Resolution. The Board hereby directs the Clerk of the County to file a certified copy of this Resolution with the Treasurer of the County and the Treasurer is hereby directed to cause the transfer of moneys as provided by, and for the purpose set forth, in this Resolution.

Section 5. Severability. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

RESOLUTIONS continued

ITEM #5 cont'd

Section 6. Repealer. All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed.

Section 7. Constitutional Power of the County. This Resolution is adopted pursuant to the constitutional powers of the County as a home rule unit notwithstanding any provisions of the Illinois Revised Statutes to the contrary.

Section 8. Effective Date. The Board hereby finds that this Resolution shall be in full force and effect immediately upon its passage by the Board and approval by the President of the Board.

SECOND SEMI-ANNUAL REPORT

ITEM #6

DEFERRED

Second Semi-Annual Report of the Compliance Administrator, Julia M. Nowicki.

ADJOURNMENT

ITEM #7

APPROVED

Motion to adjourn.